

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b> 09/612,418	<b>Applicant(s)</b> JOHNSTON ET AL.	
	<b>Examiner</b> Marjorie A. Moran	<b>Art Unit</b> 1631	

**All Participants:**

(1) Marjorie A. Moran.

(2) Paul Busse.

**Status of Application:** \_\_\_\_\_

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

**Date of Interview:** 6 April 2006

**Time:** \_\_\_\_\_

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No  
 If Yes, provide a brief description: \_\_\_\_\_

**Part I.**

Rejection(s) discussed:

*New matter, 103*

Claims discussed:

*All pending*

Prior art documents discussed:

*TSO, MCNEELY (see Form 892)*

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

*See Continuation Sheet*

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

  
 (Examiner/SPE Signature)

\_\_\_\_\_  
 (Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Mr. Busse was informed that the after-final arguments and the JOHNSTON declaration filed 3/27/06 had been fully considered but were not fully persuasive. The examiner stated that the arguments and declaration persuasively pointed to conception of the invention prior to Tso, therefore the rejection under 35 USC 103 would be withdrawn. However, the new matter rejection would be maintained. There was a discussion of various elements of the disclosed invention wherein the examiner stated that MCNEELY was "of interest" for teaching comparative structural elements of microchannels. .